

EXHIBIT 4



The Whistle Stop Restaurant located on Pennsylvania Avenue in the borough of Centre Hall



Shunk's Kitchen & Bath Showroom on South Pennsylvania Avenue,
located within the borough of Centre Hall



Centre Hall Area Branch Library located at 109 W. Beryl Street within the borough of Centre Hall



Luce's Market (Grocery Store) on Pennsylvania Avenue located within the borough of Centre Hall



Looking North down Pennsylvania Avenue through Centre Hall



Centre Hall—Potter Elementary School located at 211 North Hoffer Avenue in the borough of Centre Hall



Centre Hall Farm Store located on Pennsylvania Avenue in the borough of Centre Hall.



Centre Fencing & Landscape Products located on South Pennsylvania Avenue in the borough of Centre Hall.



Centre Hall Fire Company located on Pennsylvania Avenue in the borough of Centre Hall



Mark D. Heintzelman Funeral Service, 226 South Pennsylvania Avenue
in the borough of Centre Hall



Looking south down Pennsylvania Avenue in the borough of Centre Hall



Another view looking North down Pennsylvania Avenue in the borough of Centre Hall



United States Post Office, 113 Church Street in the borough of Centre Hall



Pennsylvania Academy of the Arts located on Pennsylvania Avenue in the borough of Centre Hall



Office of LeDon Young, Attorney-at-Law, 204 South Pennsylvania Avenue in the borough of Centre Hall



Miller Motor Company—Used Cars, Service Center and Car Quest Auto Parts, 222 North Pennsylvania Avenue in the borough of Centre Hall



Keller House Bed & Breakfast, located within the borough of Centre Hall



Centre Hall Borough Office located at 134 North Hoffer Street in the borough of Centre Hall



North Pennsylvania Avenue in the borough of Centre Hall—Brothers Pizza & Italian Restaurant and Java Jive Coffee House. The Lutheran Church is in the background at the far right of the picture



A cemetery located within the borough of Centre Hall. Please notice the construction of new homes in the background.



Clearwater Pools & Spas located at 202 North Pennsylvania Avenue in the borough of Centre Hall



**STATEMENT OF WILLIAM J. GETZ
IN SUPPORT OF REPLY COMMENTS IN
MB DOCKET NO. 03-231, RM-10818**

I am a Radio Engineer, an employee in the firm of Carl T. Jones Corporation with offices located in Springfield, Virginia. My education and experience are a matter of record with the Federal Communications Commission.

This office has been authorized by Megahertz Licenses, LLC, ("Petitioner") to prepare this statement in support of its Reply Comments in MB Docket No. 03-231. On November 14, 2003, the Media Bureau issued a Notice of Proposed Rulemaking ("NPRM") in response to the Petitioner's Petition to Amend the FM Table of Allotments. In Comments, the Petitioner submitted further details (requested by the NPRM) regarding the gain and loss that each individual existing service area would experience if the changes proposed in the petition were adopted. Also in the Comment stage of the proceeding, Dame Broadcasting, LLC, ("Dame"), licensee of five Centre Hall, PA, area stations, submitted Opposition to the Petitioner's proposed arrangement of allotments ("Dame Opposition"). This material is in response to the technical issues raised in the Dame Opposition.

The Underserved Area

The technical basis of the Dame Opposition is that the Petition must be denied because one aspect of the Petition would create a small 42 km² area, containing a

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population of 1,374 persons, where the number of available aural services would decrease from five (presently) to four (proposed). The Dame Opposition ignored the fact that the same aspect of the Petition would provide a new aural service to a much larger population which is presently underserved.

As shown in Table 1 of the Petitioner's Comments, the proposed reallocation and relocation of WWLY(FM) would create a new underserved area where a population of 1,374 persons would be left with four services. However, a presently underserved population of 16,292 persons would gain a second, third, fourth or fifth aural service. Significantly, a grey area (presently with one aural service) containing a population of 1,844 persons would be eliminated by the proposed relocation and reallocation of WWLY(FM). Under FM Allotment Priority 2, this fact alone substantiates the most important public interest benefit of the Petition (see below).

The Dame Opposition dismissed the substantial public interest benefits associated with the Petitioner's proposed arrangement of allotments as an attempt to "massage the numbers to divert attention from the new underserved area created by the proposal".¹ It is submitted that, contrary to Dame's assertions, the facts contained in Table 5 of the Petition (as updated and amended in the Petitioner's Comments) as they relate to the net effects of the proposed arrangement of allotments are both relevant and essential in

¹ See Dame Opposition, Page 6.

evaluating and demonstrating the Petition's public interest benefits under FM allotment Priority 4 (see below).

FM Allotment Priorities

To resolve mutually exclusive Rulemaking proposals, the FCC uses FM allotment priorities to choose between conflicting allotments. The FM allotment priorities are: (1) First full-time service; (2) Second full-time service; (3) First local service; and (4) Other public interest matters. [co-equal weight is given to priorities (2) and (3)]. See *Revision of FM Assignments and Procedures*, 90 FCC 2d 88, 92 (1982). Although there is no competing Rulemaking proposal in this proceeding, the FM allotment priorities provide a clear methodology to weigh all the public interest factors associated with the Petition against the single "public interest" argument presented in the Dame Opposition.

No component of the Petition will allow for a first full-time service, so the Petition garners no Priority 1 preference. As stated above, the proposed relocation and reallocation of WWLY(FM) will provide 1,844 persons with a second full-time service. Therefore the Petition earns a Priority 2 preference. Because the Petition specifies a first local service for Centre Hall, PA, the Petition also earns a Priority 3 preference. In light of the preferences earned under FM allotment Priorities 2 and 3, the Petition must be preferred over any public interest matters raised under FM allotment Priority 4 (i.e. those matters raised in the Dame Opposition).

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As stated above, the new underserved area (which is the technical focus of the Dame Opposition) must be addressed under the "other public interests matters" of FM allotment Priority 4. Even considering the minimal new underserved area, the "other public interest matters" are still overwhelmingly in favor of the Petitioner's proposed arrangement of allotments: a total *gain area* of 3,935 km², a *net population gain* of 175,734 persons and a net total of 10,187 persons in a presently underserved area *will gain* a new aural service with the adoption of the changes proposed in the Petition.

This statement was prepared by me or under my direct supervision and is believed to be true and correct.

DATED: January 13, 2004

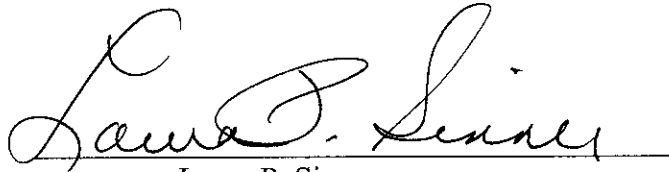

William J. Getz

CERTIFICATE OF SERVICE

I, Laura P. Sinner, of the law firm Kaye Scholer LLP do hereby certify that on this 20th day of January, 2004, a copy of the foregoing "Supplement to Comments and Reply" was hand-delivered to the following:

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